

**MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL SPECIAL MEETING HELD ON
WEDNESDAY, NOVEMBER 3, 2021 AT 4:00 P.M. IN THE CITY COUNCIL CHAMBERS.**

MAYOR: Louie A. Trujillo

COUNCILORS: David G. Romero - Mayor Pro Tem
Elaine Rodriguez
Michael L. Montoya
David A. Ulibarri, Jr.

ALSO PRESENT: Leo Maestas, City Manager
Casandra Fresquez, City Clerk
Scott Aaron, City Attorney
Antonio Salazar, Sergeant at Arms

CALL TO ORDER

Mayor Trujillo called the meeting to order at 4:00 p.m.

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Mayor Trujillo asked for a moment of silence to remember all the veterans in the community. Mayor Trujillo advised there will be a celebration for the veterans on 11/11/2021 at 11:11 am at Veterans Park. Mayor Trujillo asked to keep the veterans and their families in our prayers.

APPROVAL OF AGENDA

Councilor Romero made a motion to amend the agenda to move business item 4 up to business item 1. Councilor Rodriguez seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	David A. Ulibarri Jr.	Yes
Elaine Rodriguez	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

PUBLIC INPUT

City Clerk Fresquez read the following public input into the record:

Manuel Luna spoke about the redistricting plans and the presentation from Rod Adaire with New Mexico Demographic Research LLC being substandard.

APPROVAL OF MINUTES

Councilor Romero made a motion to approve the minutes from October 13th, 14th and 20th as amended. Councilor Montoya seconded the motion with the amendment to the October 13th minutes on pg. 3 under Councilors Reports to be changed from "receiving \$200,000 to complete" the Railroad and Lincoln project to "allocated \$200,000 to complete" the Railroad and Lincoln project. Mayor Pro Tem Romero asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriguez	Yes	David G. Romero	Yes
Michael L. Montoya	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

PRESENTATIONS

Rod Adaire with New Mexico Demographic Research, LLC gave a lengthy presentation regarding the three (3) Redistricting maps that were developed based on the 2020 Federal Census and various changes between plan A being the least changed, plan B being the perfect plan with a deviation of 0, and plan C being somewhat equally divided using major roads. Mr. Adaire advised the official

population for the City of Las Vegas is 13,166 but is working with a population of 13,204 because the City annexed property six years ago in the northeast corner of the City which has 38 people.

Discussion took place regarding census blocks.

Mayor Trujillo asked if Mr. Adaire was dependent on the City to provide accurate maps and if he had another source to verify if the map from the City is correct.

Mr. Adaire advised yes, his source is from the Census Bureau.

Mayor Trujillo asked if the Census Bureau had the plot and a map that coincides with the City's maps and boundaries.

Mr. Adaire advised yes but the Census Bureau did not have the annexation in the northeast corner of the City.

Mayor Trujillo asked if the Census Bureau's map looked different from the one the City had.

Mr. Adaire advised the Census Bureau for whatever reason did not have the annexation reported but is valid because it was annexed legally.

Councilor Montoya asked if the Census Bureau added in the number in the last census.

Mr. Adaire advised no they did not.

Councilor Montoya asked if the map had been registered with the Census Bureau.

City Clerk Fresquez advised when she checked with Community Development they stated they had sent it to the Census Bureau but had no proof that they sent it. City Clerk Fresquez advised she checked with the Census Bureau, they stated they didn't have it so then it falls back on the City. City Clerk Fresquez advised Planning and Zoning is supposed to get all the information to the Census Bureau every year in December to be updated.

Discussion and questions took place regarding if there is a percentage from historical data that is received for those who were not counted, what the process was to redraw the maps, what programs/software was used, if the software used

allows for other information to be provided such as income and having equal representation regarding income levels in specific wards.

Mayor Trujillo thanked Mr. Adaire for all his work.

Chairman Jacob Gutierrez from the City of Las Vegas Redistricting Committee discussed how the committee determined their recommendation, that being plan C and advised they looked at plan A because of the least changes but didn't like that deviation of it, plan B had a lot of changes and chose plan C because it had a smaller deviation and a better geographical representation of the City.

Mayor Trujillo thanked Mr. Gutierrez for his time on the committee.

BUSINESS ITEMS

1. Request approval to appoint Darlene Arguello as Human Resource Director.

City Manager Maestas advised they went through the interview process to hire the Human Resource Director although the Charter allows the City Manager to appoint someone to the position. City Manager Maestas advised they wanted to be transparent with the interviewing process and advised Ms. Arguello scored higher than the other candidate.

Councilor Romero thanked City Manager Maestas for going through the interviewing process and the candidate met the requirements with recommendations from individuals and felt like it was a good choice.

Councilor Rodriguez also thanked City Manager Maestas for having the interview process because residents were concerned about people just being appointed and not opening up the process to allow others to apply for positions.

Councilor Montoya thanked Ms. Arguello and City Manager Maestas and advised its hard to obtain employees to work for the City of Las Vegas

Councilor Montoya made a motion to approve the appointment of Darlene Arguello as Human Resource Director. Councilor Romero seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez

Yes

David G. Romero

Yes

David A. Ulibarri Jr. Yes

Michael L. Montoya Yes

City Clerk Fresquez advised the motion carried.

Councilor Romero assured Ms. Arguello that they want individuals to feel safe as long as they are doing their job, are ethical and have high moral standards and Ms. Arguello has Council's support.

Ms. Arguello thanked the Mayor, Council and City Manager for the opportunity and their confidence in her. Ms. Arguello advised she is ready to put her best foot forward and do the best job that she can. Ms. Arguello thanked City Attorney Aaron for his confidence and for having her in his department. Ms. Arguello also introduced and thanked her family and supporters in the audience.

2. Request approval to publish Ordinance No. 21-20 choosing one (1) of the three (3) redistricting plans prepared by New Mexico Demographics Research, LLC.

City Clerk Fresquez advised plan A had the least changes, plan B being the perfect plan with equal population and plan C with more prominent boundaries. City Clerk Fresquez advised that Council needed to make a decision so they could publish the ordinance and in two weeks on November 17th the ordinance would be taken for public hearing and adoption. City Clerk Fresquez advised it would be published again and would be sent to the Secretary of State so people would know what district they fall into for candidate filing day.

Councilor Montoya advised he would pick plan A because of the least changes and did not want to confuse the public to where it causes less voter turnout during elections. Councilor Montoya advised each ward has an equal amount of ownership of lane miles of roadway which is used to divide monies within wards. Councilor Montoya advised there would also be less work on the County Clerk and City Clerk to notify voters. Councilor Montoya advised he understood where Councilor Romero was coming from regarding poverty in certain wards being an issue. Councilor Montoya advised plan B is too dividing and the area by the airport in plan C should belong in ward 3.

Councilor Rodriguez advised it was a difficult decision to make and thought plan B and C were appealing because of the deviations and equality. Councilor Rodriguez asked to hear from the rest of the council first.

Councilor Romero asked if there would be any issues pertaining to the changes being made at the County Clerk's Office since some changes to the maps would be required.

City Clerk Fresquez advised the County would have to make all the changes in a short period of time before election and would have to make sure all the precincts are in the correct places. City Clerk Fresquez advised it was up to the Council.

Councilor Romero advised he has to look at the future when deciding.

Councilor Ulibarri Jr., advised he picks plan A with the least changes.

Discussion took place regarding plan B being more equal, the reasoning for the Redistricting Committee picking plan A and C and not wanting to confuse the public to where it causes less voter turnouts during elections.

Councilor Rodriquez made a motion to recess. Councilor Romero seconded the motion. All were in favor.

City Clerk Fresquez advised the motion carried.

Mayor Trujillo called the meeting back to order.

Councilor Romero made a motion to approve plan C as recommended by the Redistricting Committee. Councilor Rodriquez seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	David A. Ulibarri Jr.	No
Michael L. Montoya	No	David G. Romero	Yes

City Clerk Fresquez advised there was a tie.

Mayor Trujillo voted yes and broke the tie.

City Clerk Fresquez advised the motion carried.

Mayor and Council thanked the Redistricting Committee and Mr. Adaire.

3. Request approval to fund Las Vegas First Independent Business Alliance (LVFIBA) for marketing assistance from the Lodgers tax funding in the amount of \$21,470.

Councilor Romero asked why the proposed ad did not mention that the City of Las Vegas Lodgers Tax was funding it.

Susie Tsyitee advised it was on there with the City seal but it was hard to see it in black and white and it says, "sponsored by the Las Vegas NM Lodgers Tax".

Councilor Romero asked about the events being listed on the marketing information on the ads.

Cindy Collins advised they don't want to take away from the message, "shop Las Vegas NM" by including all the events in the ad but the events would be posted on Facebook and in a flyer that will be at every restaurant in town.

Ms. Tsyitee advised the events are for the community and the advertising they are requesting from Lodgers Tax is to bring tourists to the community.

Discussion took place regarding the removal of advertising in the Las Vegas Optic and other local radio stations because Lodgers Tax said that did not count as a sixty mile radius for advertisement.

Ms. Collis advised the match for 15,793 represents a 42% match, and they are asking for a total campaign of 37,200. Ms. Collins advised they are putting up 15,793 and are asking Lodgers Tax for 21,470 for marketing for Christmas.

Discussion took place regarding how they came up with the rate of \$20/hr for in-kind volunteers.

Councilor Montoya advised he got a breakdown of Lodgers Tax from 2019/2020 and compared it to 2022 and saw in 2019 they received \$375,000, in 2020 they received \$448,000 and this year so far from July to October have received \$172,000. Councilor Montoya advised some months did go down in 2019 and 2020 due to covid but overall they are doing good and motels and other sources are doing good by catching all the traffic coming off from the interstate.

Councilor Montoya advised he hopes it will be a one time thing due to the construction and pandemic. Councilor Montoya advised they received \$326,000 in Cares Act monies and wanted to point out \$62,810 went to 10 businesses that are included in the request before them. Councilor Montoya advised they helped about 30 businesses with Cares Act monies.

Councilor Montoya voiced his concerns regarding being told that the City of Las Vegas has never helped the downtown area when they have helped out. Councilor Montoya advised the 1.6 million dollars going into the Bridge Street area has been extended to include between the 11th and 12th Street area.

Councilor Romero asked what the deliverables would be for all the items listed.

Ms. Tsyitee advised they are required to present letterhead invoices from the radio stations to prove that it has been paid to receive Lodgers Tax reimbursements.

Councilor Montoya commented regarding the marketing contract on item 6 Documentation under 6.2 at the bottom states, "Will anyone within your organization, a spouse of anyone within your organization, a child, parent, brother or sister of anyone within your organization receive monetary compensation from any aspect of this event? Who? For what purpose?" Councilor Montoya advised they answered "NO" and wanted it to be clear when all the money is spent.

Ms. Collins advised it is very clear which is why they answered no and are truthful people and will not benefit by one penny.

Councilor Montoya advised it has happened in previous organizations and wanted to make it clear that that funding is not misused.

Councilor Romero asked if K. Dawne was local.

Ms. Tsyitee advised she does not live in Las Vegas but lives in the Ribera area, and is also a board member on the Las Vegas Arts Council and she has signed a conflict of interest form.

Councilor Montoya made a motion to approve funding Las Vegas First Independent Business Alliance (LVFIBA) for marketing assistance from the Lodgers tax funding in the amount of \$21,470 which has gone through Lodgers Tax and Councilor Romero asked to add that only those itemized invoices from vendors are paid out. Councilor Montoya agreed. Councilor Romero seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

David A. Ulibarri Jr.

Yes

Michael L. Montoya

Yes

Elaine Rodriguez

Yes

David G. Romero

Yes

City Clerk Fresquez advised the motion carried.

Ms. Tsyitee apologized for any suggestion that the City doesn't support them and advised on behalf of the non-profits they are grateful for the money raised by Lodgers Tax.

4. Request approval of Resolution No. 21-47, a budget adjustment resolution.

Finance Director Jesus Baquera advised the resolution was for Department of Finance Administration purposes for the use of surplus and ARPA monies.

Councilor Romero made a motion to approve resolution 21-47. Councilor seconded Ulibarri Jr., the motion.

Resolution 21-47 was presented as follows:

CITY OF LAS VEGAS, NEW MEXICO

Resolution No. 21-47

A RESOLUTION TO MAKE BUDGET ADJUSTMENT FOR THE 2021-2022 FISCAL YEAR

WHEREAS, the Governing Body of Las Vegas has developed a budget adjustment request for fiscal year 2021-22; and

WHEREAS, said budget was developed on basis of increases in revenues, expenditures and transfer (in) out through cooperation with all user departments, elected officials and other department supervisors. Please see attached schedule: and,

WHEREAS, the City of Las Vegas is in need of making a budget adjustment in the 2021-2022 fiscal Year budget to include an increase to revenue and expenditure to Fund 771 in the amount of \$1,595,027. An increase to revenue and expenditure to Fund 213 in the amount of \$11,602 An increase to expense from unbudgeted cash balance to Fund 101 in the amount of \$2,897,511. An increase to revenue and expenditure to Fund 294 in the amount of \$218,484. A decrease to revenue and expenditures to Fund 294 in the amount of \$22,250 and,

WHEREAS, the Governing Body finds that the budget adjustment request should be as it meets the requirements as currently determined for fiscal year 2021-22, and,

NOW, THEREFORE BE IT RESOLVED the City Council of the City of Las Vegas, that the recitals and any exhibits are incorporated herein by reference and the Governing Body hereby approves the aforementioned budget adjustment request and respectfully request approval from the Local Governing Division of the Department of Finance and Administration.

ACCEPTED AND APPROVED this ____ day of November 2021.

Mayor Louie A. Trujillo

ATTEST:

Reviewed and approved as to legal sufficiency only:

Cassandra Fresquez, City Clerk

Scott Aaron, City Attorney

Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	David G. Romero	Yes
Elaine Rodriguez	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

Councilor Montoya advised the Finance Committee recommended the adjustments and changed their meeting dates to Mondays before City Council meetings from 2-4 pm so they could approve things ahead of time.

Discussion took place regarding two (2) vacancies on the Finance Committee.

Councilor Montoya advised they used monies from the General Fund surplus and ARPA monies on the following:

- Audio/Visual City Hall Chambers \$ (167,000)
- Moreno Demo \$ (50,000.00)
- Roads/Sidewalks (\$345,000 Per Ward) (45K -Montoya) \$ (1,380,000.00)
- City Hall - Flooring \$ (25,000.00)
- Parks Shelter (\$75,000 Per Ward) \$ (300,000.00)
- Police Dept. Vests \$ (71,000.00)
- Survey (Rodriguez Park) \$ (38,000.00)
- Plow \$ (10,132.00)
- Mulchers \$ (26,000.00)
- Police Dept. Training \$ (20,000.00)
- Library (Mold/Asbestos) \$ (87,000.00)
- Tractor- Rec. \$ (45,000.00)
- Premium Pay For All City Staff \$ (232,000.00)
- Church St. (Waste Water) \$ (75,000.00)
- Parkway St. (Water) \$ (350,000.00)
- Independence Avenue (Waste Water) \$ (170,000.00)

- Baca Avenue \$ (192,000.00)
- Hanna Effluent Line \$ (189,000.00)

EXECUTIVE SESSION

There was no need for executive session.

ADJOURN

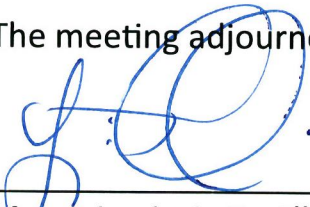
Councilor Romero made a motion to adjourn. Councilor Rodriguez seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya Yes
Elaine Rodriguez Yes

David A. Ulibarri Jr. Yes
David G. Romero Yes

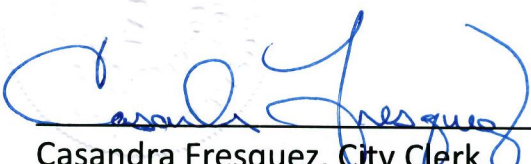
City Clerk Fresquez advised the motion carried.

The meeting adjourned at 5:46 p.m.



Mayor Louie A. Trujillo

ATTEST:



Casandra Fresquez, City Clerk